

<b>TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR § 1.97(b), 1.97(c), or 1.97(d)</b>			<b>Attny. Docket No. 2004B009</b>
<b>In Re Application of: Eric R. Smith et. al.</b>			
<b>U.S. Serial No. Not Yet Assigned</b>	<b>Filing Date Not Yet Assigned</b>	<b>Examiner Not Yet Assigned</b>	<b>Group Art Unit Not Yet Assigned</b>

Address to:  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**37 CFR § 1.97(b)**

- ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d); within three months of the date of entry of the national stage as set forth in § 1.491 in an international application; before the mailing of a first Office Action on the merits; or before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.

**37 CFR § 1.97(c)**

- ☐ The Information Disclosure Statement submitted herewith is being filed after three months of the filing date of a national application other than a continued prosecution application under § 1.53(d); after three months of the date of entry of the national stage as set forth in § 1.491 in an international application; after the mailing of a first Office Action on the merits; or after the mailing of a first Office Action after the filing of a request for continued examination under § 1.114, but before the mailing date of:

1. a Final Action under § 1.113,
2. a Notice of Allowance under § 1.311, or
3. an action that otherwise closes prosecution in the application,

and is accompanied by either:

- ☐ the fee as set forth in § 1.17(p), or
- ☐ the following statement under § 1.97(e)(1): each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

**37 CFR § 1.97(d)**

- ☐ The Information Disclosure Statement submitted herewith is being filed after a Final Action under § 1.113, a Notice of Allowance under § 1.311, or an action that otherwise closes prosecution in the application, but before, or simultaneously with, the payment of the issue fee. Submitted herewith is the fee as set forth in § 1.17(p) and the following statement under 37 CFR § 1.97(e)(1): each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

Applicant hereby request consideration of the Information Disclosure Statement, USPTO form 1449, submitted herewith.

☒ Legible copies of the references are enclosed.

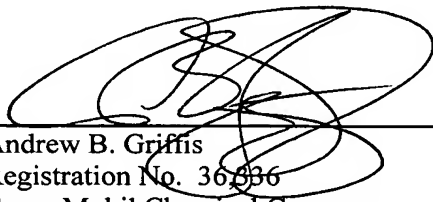
☐ This application is a:  
☐ Continuation / Divisional,  
☐ Continuation-in-Part,

of U.S.S.N. \_\_\_\_\_. Copies of the cited references are  
☐ enclosed; ☐ not enclosed. References are available in the parent application(s) if not enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment, to Deposit Account Number 05-1712. A duplicate copy of this form is enclosed.

16 FEBRUARY 2004

Date



Andrew B. Griffis  
Registration No. 36,936  
ExxonMobil Chemical Company  
Law Technology  
P.O. Box 2149  
Baytown, Texas 77522-2149  
(281) 834-1886 Voice  
(281) 834-2495 Facsimile

<b>INFORMATION DISCLOSURE STATEMENT</b>  <i>(Use several sheets if necessary)</i>				ATTY. DOCKET NO.		SERIAL NO.	
				2004B009		Not Yet Assigned	
				APPLICANT			
				Eric R. Smith et. al.			
				FILING DATE		GROUP	
		Not Yet Assigned		Not Yet Assigned			

U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
AA	US 4,013,622	3/22/1977	DeJuneas et. al.	260	49.95	6/23/1975	
AB	US 6,294,604	9/25/2001	Focquet et. al.	524	433	3/6/1998	
AC	US 2003/0225194	12/4/2003	Coffy et al.	524	128	5/31/2002	
AD							
AE							
AF							
AG							
AH							
AI							
AJ							
AK							

FOREIGN PATENT DOCUMENTS								
DOCUMENT NUMBER	PUBL. DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION			
					YES	NO		
AL	CA961998	1/28/1975	Canada	400	67			
AM								
AN								
AO								

OTHER DISCLOSURES (Including Author, Title, Date, Pertinent Pages of Publication, Etc.)	
AP	
AQ	

EXAMINER	DATE CONSIDERED
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**\*EXAMINER:** Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line though citation if not in conformance and not considered. Include copy of this form with next comment to applicant